

U.S. Serial No. 09/836,378
Attorney Docket No. PD-200144

REMARKS

The September 30, 2005, Office action rejected claims 1, 2, 4, 13, 19 and 20 as anticipated by Bellamy (US 6,209,024) and rejected claims 3, 5-7, 10, 11 and 15-18 as unpatentable over Bellamy in view of Browne (WO 92/22983). Claims 8, 9, 12, and 14 were also rejected as unpatentable over Bellamy in view of Vallone (US 6,642,939).

Claims 1-20 are pending at issue, with claim 1 being independent. As explained below, it is respectfully submitted that all pending claims are in condition for allowance and favorable reconsideration is respectfully requested.

Claim 1 is directed to a multi-function digital video recorder that digitally stores content received through a tuner. The recited digital video recorder includes a memory that stores selectable status parameters indicating functionality of said digital video recorder. These parameters are derived from the content from the tuner which is stored on the video recorder and the functions associated with the recorder. Examples of the parameters, which are recited in various dependent claims, include the amount of record time, current delay and the hard disk capacity. The recited video recorder also includes a telephone answering device for receiving voice signals and caller ID signals representing a telephone message from a caller and converting the voice signals and caller ID signals into digital signals.

In contrast to the claims at issue, Bellamy discloses a television set top box that allows a user to operate a television in conjunction with various computer functions such as Internet access. Bellamy only allows a user to obtain limited information relating to television operation. Contrary to the Office action's assertion, the set top box 5 in Bellamy is first and foremost not a digital video recorder as recited in claim 1 and does not store content received through the tuner. In fact, the

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set top box (ETSB) 5 of Bellamy does not have any capability to digitally or otherwise record content received through the tuner. Bellamy describes the set top box 5 as providing basic capabilities of a convention set top box (Col. 3, ll. 18-22), with the additional capability of forwarding commands to a personal computer. (Col. 3, ll. 24-28). Nowhere in this description or elsewhere in Bellamy does the set top box 5 have any recording capabilities.

Further the memory noted by the Office action, the DRAM element of set top box 5 only stores pop-up window information that is taken from a video window link 8. (Col. 4, ll. 38-43; 49-51). The information in such a pop-up window does not relate to the status of the digital video recorder. In fact, while Bellamy discloses that information related to Internet and telephony services may be displayed, Bellamy does not disclose or suggest display of internal status of the digital video recorder, as recited by the pending claims.

In order to further distinguish Bellamy, claim 1 has been amended to recite that the memory stores selected content from the tuner. Bellamy neither suggests nor teaches this limitation because, as explained above, the set top box of Bellamy does not store or record any content. In fact, the nature of the memory cited by the Office action is DRAM, which is by definition dynamic and used to constantly refresh the pop-up window. It is respectfully submitted that such a memory would not be capable of storing large amounts of data needed for video content.

Claim 1 has also been amended to recite that the status parameters relate to the recording function of the video recorder. The information in the pop-up window in Bellamy relates to the programming on the television and is received from outside sources. Bellamy's information does not relate to any recording functions because the set top box does not record any of the content received on the tuner. In fact, Bellamy

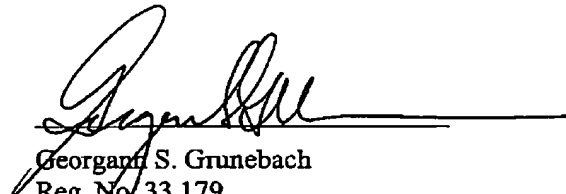
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teaches away from such a limitation because all of the information in the pop-up window relates to the current programming, not previous programming. The applicants respectfully submit that claim 1 is allowable over Bellamy. Claims 2-20 depend from amended claim 1 and are similarly allowable.

For at least these reasons, it is respectfully submitted that the pending claims (1-20) are in condition for allowance. If, for any reason, the examiner is unable to allow the application in the next Office action, the examiner is encouraged to telephone the undersigned attorney at the telephone number listed below.

Respectfully submitted,

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